

This Page Is Inserted by IFW Operations  
and is not a part of the Official Record

## **BEST AVAILABLE IMAGES**

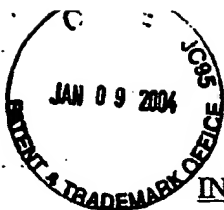
Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning documents *will not* correct images,  
please do not report the images to the  
Image Problem Mailbox.**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Heu-Gon Kim et al.  
SERIAL NO. : 09/750,576 EXAMINER : Audrey Y. Chang  
FILED : December 28, 2000 ART UNIT : 2872  
FOR : FABRICATION METHOD OF APODIZED OPTICAL FIBER  
GRATING USING AMPLITUDE MASK

Certificate of Mailing Under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313 on January 7, 2004.

Steve S. Cha, Reg. No. 44,069  
(Name of Registered Representative)

(Signature and Date)

PETITION FOR THREE MONTH EXTENSION OF TIME

Mail StopRCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby request that the period for responding to the Office Action, now set to expire on October 8, 2003, be extended by three (3) months, so as to expire on January 8, 2004.

As Applicants are associated with a large entity, a check in the amount of \$950.00 is enclosed to cover the three-month extension herein requested. The Commissioner is further authorized to charge any deficiencies or to credit any overages to Deposit Account No. 502-470, and accordingly, this Request is submitted in duplicate.

Favorable action on this Request for Extension of Time is courteously solicited.

Respectfully submitted,

Steve Cha  
Attorney for Applicant(s)  
Registration No. 44,069

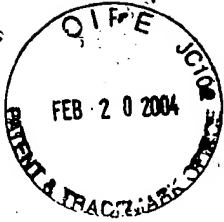
01/12/2004 JBALINAH 00000064 09750576

01 FC:1253 950.00 DP  
REPTN. RET: 03/05/2004 SDIRETA1 0010155700  
DHH:JUE470 Name/Number:09750576  
FC: 3204 \$950.00 CR

CHA & REITER  
210 Route 4 East, Suite 103  
Paramus, NJ 07652  
(201) 226-9245

Date: January 7, 2003

Adjustment date: 03/05/2004 SDIRETA1  
01/12/2004 JBALINAH 00000064 09750576  
01 FC:1253 -950.00 DP



Dep E, 22 F  
# 307

STATUS AND ENTRY  
BRANCH

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEB 27 2004

In re Application of

Atty. Docket

Heu-Gon Kim

5000-1-181

Serial No. 09/750,576

Group Art Unit: 2872

Filed: December 28, 2000

Examiner: Audrey Y Chang

Title: FABRICATION METHOD OF APODIZED OPTICAL FIBER GRATING...

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA22313-1450

PETITION UNDER 37 C.F.R. § 1.181  
TO REFUND UNNECESSARY EXTENSION FEES

Sir:

Applicant respectfully requests the Assistant Commissioner for Patents to credit a portion of the extension fee filed on the subject application on the ground that the advisory action was received 3 month and 15 days late after the filing the proper response by Applicant to the Final Office Action, which necessitated Applicant to file a Continued Application with three month extensions fee on January 7, 2004 to avoid the abandonment.

FACTS

1. Applicants' attorney has received a Final Office Action on July 8, 2003.
2. Applicant responded to the Final Office Action on October 8, 2003 and acknowledged by the Patent Office, as attested to by the accompanying returned postcard dated October 8, 2003 from the Patent Office.

UNITED STATES DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

FEB 27 11 23 AM '04

3. Applicant telephone the examiner on December 16, 2003 inquiring the status, and then faxed in the October 8, 2003 response again for the examiner's review, as attested to by the accompany returned acknowledgement of the fax transmission.

4. Applicant never heard from the examiner on the last date of 6 month deadline, and as such forced to file a RCE to avoid the abandonment of the application.

5. Applicant received an advisory action on January 21, 2004, which is three months and 15 days after the filing of the response to the Final Office Action by the Applicant.

#### RELIEF REQUESTED

The Assistant Commissioner is respectfully requested to refund the second and third month extension fees incurred by the Applicant due to unreasonable delay by the examiner in issuing the advisory action.

\$ 950.00

#### FEE

The Assistant Commissioner is hereby authorized to charge Deposit Account No. 502-470 for any petition fee which may be due. However, since it is believed that the current petition is the result of circumstances not attributable to any fault of Applicants or their representatives, it is respectfully suggested that no fee is due.

STATION AND CITY  
STATION

Applicants' undersigned attorney may be reached by telephone at (201)226-9245. D: 23

9245. All correspondence should continue to be directed to our below listed address.

Respectfully submitted,



Steve Cha,  
Attorney Reg. 44,069  
(201)226-9245

CHA & REITER, LLC  
210 Route 4 East, #103  
Paramus, NJ 07652

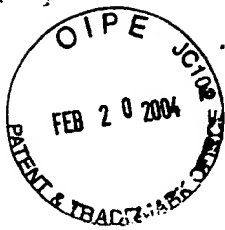
CERTIFICATE OF MAILING

It is hereby certified that this correspondence is being deposited with the  
United States Postal Service as first-class mail in an envelope addressed to:

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

On 2/18/04

By Steve Cha



STANDARD AND ENTRY  
BENCH

FILED 27 OCT 3:23

Serial No. 09/250,576 Docket No. 500-1-181 Div.           
Title FABRICATION METHOD OF PRODUCED OPTICAL  
In the Application of Heu-Gon Kim et al  
the following papers have been received by the Patent and Trademark Office, as indicated by the date stamped hereon:

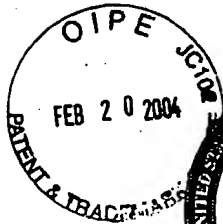
- ☐ Application For Patent  
\_\_\_\_\_ pages of spec., claims & abs.
- ☐ Declaration ☐ Affidavit
- ☐ Drawings
- ☐ Assignment
- ☐ Priority document
- ☐ Power of Attorney
- ☐ Check for \$ \_\_\_\_\_
- ☐ \_\_\_\_\_



- ☒ Amendment AF ☐ Response
- ☐ Extension of Time
- ☐ Issue Fee
- ☐ Maintenance Fee
- ☐ Appln. TM Registration
- ☐ 8 & 15 Declaration
- ☐ Renewal Application
- ☐ Notice of Appeal
- ☐ Brief ☐ Petition

**DOCKETED**

## Auto-Reply Facsimile Transmission



TO: Fax Sender at 12012269246  
Fax Information  
Date Received: 12/16/2003 11:43:53 AM [Eastern Standard Time]  
Total Pages: 11 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page  
=====>

12/16/2003 11:49	12012269246	CHA REITER	PAGE 01/11
------------------	-------------	------------	------------

**FACSIMILE TRANSMISSION  
TO THE UNITED STATES PATENT AND TRADEMARK OFFICE**

TO: EXAMINER: Audrey Y. Chang ART UNIT: 2872  
PAX NUMBER: 703-872-9319  
SERIAL NUMBER: 09/750,576  
DOCKET NUMBER: 5000-1-181

FROM: STEVE CHA  
REGISTRATION NUMBER 44,069

CHA & REITER  
210 ROUTE 4 EAST, SUITE 103  
PARAMUS, NEW JERSEY 07652

TELEPHONE: (201) 226-9245  
FAX NUMBER: (201) 226-9246

**MESSAGE:**

Confirming our telephone conversation today, we are resubmitting by facsimile the Amendment After Final that was mailed to the USPTO on October 6, 2003. We are also including a copy of the returned stamped postcard from the USPTO.

If you have any questions regarding the above, please do not hesitate to call me.

Sincerely,  
Steve Cha

I certify that this document consisting of 11 pages (including this cover sheet) being transmitted via telecopier to the United States Patent and Trademark Office at the telephone number set forth above on December 16, 2003.

Facsimile Operator

PAGE 01/11 \* RCVD AT 12/16/2003 11:43:53 AM [Eastern Standard Time] \* SVR:USPTO-EPX08-01 \* DNS:6729119 \* CSD:12012269246 \* DURATION (min+ss):02:32